

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: ASBESTOS PRODUCTS
LIABILITY LITIGATION (No. VI)

: MDL 875
:
:

This Document Relates To:

GEORGE DONALD ELLIS

: EDPA CIVIL
: NO. 10-83254
:
:

v.

3M COMPANY, et al.

SIDNEY WILLIAM MAUNEY

: EDPA CIVIL
: NO. 10-83255
:
:

v.

AO SMITH CORP, et al.

ORDER

And now, this 3rd day of October, 2011, pursuant to Federal Rule of Civil Procedure 45, and for the reasons set forth in the accompanying Memorandum, it is hereby ORDERED that, within 14 days of the date of this order, plaintiffs shall pay to nonparty Duke Energy Corp. ("Duke") the sum of \$134,989.06 to reimburse Duke for the reasonable costs associated with its document production. By that same deadline, Duke shall produce to plaintiffs a log of documents withheld or redacted on grounds of privilege. Finally, Duke shall maintain and share with plaintiffs an accounting of time and costs associated with producing documents in response to defense subpoenas, and the

parties and Duke shall attempt to reach agreement on a method for sharing such costs including, if appropriate, reimbursement to plaintiffs for amounts representing efforts that did not have to be undertaken in view of the production to plaintiffs.

BY THE COURT:

A handwritten signature in black ink, appearing to read 'E. Hey', is written over a horizontal line.

ELIZABETH T. HEY

UNITED STATES MAGISTRATE JUDGE